

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

UNITED STATES OF AMERICA, *ex rel.*
ALEX DOE, Relator, THE STATE OF
TEXAS, *ex rel.* ALEX DOE, Relator, THE
STATE OF LOUISIANA, *ex rel.* ALEX DOE,
Relator,

Plaintiffs,

V.

PLANNED PARENTHOOD FEDERATION
OF AMERICA, INC., PLANNED
PARENTHOOD GULF COAST, INC.,
PLANNED PARENTHOOD OF GREATER
TEXAS, INC., PLANNED PARENTHOOD
SOUTH TEXAS, INC., PLANNED
PARENTHOOD CAMERON COUNTY,
INC., PLANNED PARENTHOOD SAN
ANTONIO, INC.,

Defendants.

No. 2:21-cv-022-Z

Date: June 20, 2023

EXHIBIT B

CHART 1 – PPFA DOCUMENTS TO BE UNSEALED IN FULL¹

Supplemental Appendix Pages	Supplemental Appendix Document Title²
Appx.006309 – 6312	Emails re PPGC termination date for Louisiana Medicaid; dated September 24, 2015
Appx.007329 – 7337	PPFA Letter to CMS re ACA; dated July 12, 2017

¹ This list includes two documents produced by PPFA that were cited by Plaintiffs but not designated as either Confidential or AEO.

² To avoid confusion, PPFA has—where possible, given Plaintiffs’ condensing of multiple documents from the Supplemental Appendix into a single entry in the Index—used the document titles as written in Plaintiffs’ Index (ECF No. 416). However, PPFA’s use of these titles does not constitute any agreement or concession that Plaintiffs’ descriptions are accurate. Indeed, many of them are not.

CHART 2 – AFFILIATE DEFENDANT DOCUMENTS TO BE UNSEALED IN FULL³

Supplemental Appendix Pages	Document Title
Appx.006437 – 6438*	Email re CMS Refund Final Rule; dated March 4, 2016
Appx.006322 – 6402*	Email re PPGC OIG Audit Report; dated November 21, 2013
Appx.006403 – 6404	Email re CMS Refund Rule; dated March 4, 2016
Appx.006405 – 6406	Email re Repayment Notification; dated May 5, 2016
Appx.006413 – 6414	Email re Last Chance Medicare Compliance Training; dated January 31, 2018
Appx.006415 – 6416	Email re Overpayment Rule Penalty Notice; dated January 18, 2018
Appx.006417 – 6418	Email re Overpayment Rule Penalty Notification; dated January 10, 2018

³ This list includes five documents produced by Affiliate Defendants that were cited by Plaintiffs but not designated as either Confidential or AEO and two documents that Affiliate Defendants have agreed to downgrade (identified with an asterisk).

CHART 3 – PPFA DOCUMENTS TO BE UNSEALED IN PART

Supplemental Appendix Pages	Supplemental Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing
Appx.006296–6300	Emails re OIG rejecting appeal; dated January 4, 2021	Appx.006296-6299	Appx.006300	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone contact information.
Appx.006447–6499	PPFA Compliance: Dollars & Sense for Affiliate CFOs; dated March 2015	Appx.006482-6483	Appx.006447-6481 Appx.006484-6499	IRRELEVANT CONFIDENTIAL INFORMATION Only two pages of this document are cited; the rest of the document contains irrelevant but confidential information, as it is a proprietary training tool developed by PPFA and it is not shared publicly.

CHART 4 – AFFILIATE DEFENDANT DOCUMENTS TO BE UNSEALED IN PART

Appendix Pages	Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing
Appx.006504	Email re NextGen BBP; dated March 3, 2021	6504	Non-public names on 6504	IRRELEVANT NON-PUBLIC PERSONAL INFORMATION Document contains non-public names and contact information.

CHART 5 – PPFA DOCUMENTS THAT SHOULD REMAIN SEALED

Supplemental Appendix Pages	Supplemental Appendix Document Title	Reason for Sealing
Appx.007338–7771	PPFA Medical Standards & Guidelines	<p>TRADE SECRET</p> <p>Especially sensitive trade secret information.</p> <p>Cited exclusively to support the proposition that: “[PPFA] also developed and enforced Medical Standards and Guidelines, which governed all aspects of the Affiliate health centers’ provision of clinical services.” ECF No. 415 at 60.</p>

CHART 6 – AFFILIATE DEFENDANT DOCUMENTS THAT SHOULD REMAIN SEALED

Appendix Pages	Document Title	Reason for Sealing
Appx.006301 – 6308	PPGC Board of Directors Meeting Minutes; January 30, 2021	TRADE SECRET AND SENSITIVE NON-PUBLIC SECURITY INFORMATION Document is a detailed PPGC Board of Directors Meeting Minutes, including sensitive business and financial information which constitute trade secrets. Cited to support the proposition that “The Affiliates also knew that an administrative appeal in Texas would be suspensive.” ECF No. 415 at 19.

CERTIFICATE OF SERVICE

I hereby certify that on June 20, 2023, a copy of the foregoing was served pursuant to the Court's ECF system.

/s/ Danny S. Ashby
Danny S. Ashby